



State of Wisconsin
2001 - 2002 LEGISLATURE

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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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1 AN ACT relating to: Insert cat

Analysis by the Legislative Reference Bureau

This revisor's revision bill is explained in the NOTES provided by the revisor of statutes in the body of the bill. In accordance with a change in drafting style, ^{serial}commas after the last item in a series are added throughout this bill. "Which" is replaced by "that" where grammatically correct. This bill is not intended to make any substantive changes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

NOTE: This bill is not intended to make any substantive changes.

2 SECTION 1. 1.11 (2) (c) 4. of the statutes is amended to read:

3 1.11 (2) (c) 4. The relationship between local short-term uses of the human

4 environment and the maintenance and enhancement of long-term productivity, ~~and~~.

NOTE: Deletes improperly located "and." See also the next section of this bill.

5 SECTION 2. 1.11 (2) (c) 5. of the statutes is amended to read:

6 1.11 (2) (c) 5. Any irreversible and irretrievable commitments of resources

7 ~~which~~ that would be involved in the proposed action should it be implemented, ~~and~~.

NOTE: Places "and" in the proper location in the paragraph, prior to the final subdivision.

LPS: check spacing here
SECTION 3. 8.10 (3) (intro.), (a) to (f) and (h) of the statutes are amended to read:

8.10 (3) (intro.) The certification of a qualified elector under s. 8.15 (4) (a) shall be appended to each nomination paper. The number of required signatures on nomination papers filed under this section is as follows:

(a) For statewide offices, not less than 2,000 nor more than 4,000 electors;

(am) For court of appeals judges, not less than 1,000 nor more than 2,000 electors;

(b) For judicial offices not specified in pars. (a), (am), and (c), not less than 200 nor more than 400 electors;

(c) For judicial offices in counties over 500,000 population, not less than 1,000 nor more than 2,000 electors;

(cm) For county executives in counties over 500,000 population, not less than 2,000 nor more than 4,000 electors;

(d) For county executives in counties between 100,000 and 500,000 population, not less than 500 nor more than 1,000 electors;

(e) For county executives in counties under 100,000 population, not less than 200 nor more than 400 electors;

(f) For supervisors in counties over 500,000 population, not less than 200 nor more than 400 electors;

(h) For supervisors in counties under 100,000 population, not less than 20 nor more than 100 electors;

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent.

SECTION 4. 11.01 (6) (a) (intro.) of the statutes is amended to read:

1 11.01 (6) (a) (intro.) ~~“Contribution”~~ Except as provided in par. (b),
2 “contribution” means any of the following:

NOTE: Conforms the (intro.) to current style.

3 **SECTION 5.** 11.01 (6) (b) (intro.) and 1. to 4. of the statutes are amended to read:

4 11.01 (6) (b) (intro.) ~~Notwithstanding the foregoing meanings of “contribution”,~~
5 ~~the term~~ “Contribution” does not include any of the following:

6 1. Services for a political purpose by an individual on behalf of a registrant
7 under s. 11.05 who is not compensated specifically for such the services;

8 2. The use of real or personal property and the cost of invitations, food, and
9 beverages, voluntarily provided by an individual to a candidate in rendering
10 voluntary personal services on the individual’s residential premises for a purpose
11 under par. (a) 1. if no funds are raised with the knowledge of the host;

12 3. Any unreimbursed payment for travel expenses made by an individual who
13 on his or her own behalf volunteers ~~the individual’s~~ his or her personal services for
14 political purposes;

15 4. The costs of preparation and transmission of personal correspondence,
16 provided ~~such material~~ that the correspondence is not reproduced by machine for
17 distribution; ~~or~~

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent. Replaces “the individual’s” to improve readability. Inserts a specific reference and replaces a disfavored term.

18 **SECTION 6.** 11.01 (6) (c) of the statutes is renumbered 11.01 (6) (b) 7. and
19 amended to read:

20 11.01 (6) (b) 7. ~~Notwithstanding par. (a), when a committee or group not~~
21 ~~organized exclusively for political purposes receives a~~ A gift, subscription, loan,
22 advance, or deposit of anything of value ~~and~~ received by a committee or group not

1 organized exclusively for political purposes that the group or committee does not
2 utilize it for political purposes, it is not a "contribution". / extra space?

NOTE: Reorganizes text to conform provision with current style and to fit within the list of other exclusions under par. (b).

3 **SECTION 7.** 11.01 (7) (a) (intro.) of the statutes is amended to read:

4 11.01 (7) (a) (intro.) ~~"Distribution"~~ Except as provided in par. (b), "distribution"
5 means any of the following:

NOTE: Conforms the (intro.) to current style.

6 **SECTION 8.** 11.01 (7) (b) (intro.) and 1. to 3. of the statutes are amended to read:

7 11.01 (7) (b) ~~Notwithstanding the foregoing meanings of "distribution", the~~
8 ~~term "Distribution"~~ does not include any of the following:

9 1. The use of real or personal property and the cost of invitations, food, and
10 beverages, voluntarily provided by an individual to a candidate in rendering
11 voluntary personal services on the individual's residential premises for a purpose
12 under par. (a) 1. if no funds are raised with the knowledge of the host;

13 2. Any unreimbursed payment for travel expenses made by an individual who
14 on his or her own behalf volunteers ~~the~~ the individual's his or her personal services
15 for political purposes;

16 3. The costs of preparation and transmission of personal correspondence,
17 provided ~~such material~~ that the correspondence is not reproduced by machine for
18 distribution;

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent. Replaces "the individual's" to improve readability. Inserts a specific reference.

19 **SECTION 9.** 11.07 (3) of the statutes is amended to read:

20 11.07 (3) The secretary of state shall keep a record of all processes, notices, and
21 demands served upon the secretary of state under this section, ~~which~~ that shows the

1 date and hour of service and the date of mailing. The certificate of the secretary of
2 state that a summons and complaint ~~ex~~, notice of object of action, or any notice or
3 demand required or permitted by law was served upon the secretary of state and that
4 the same was mailed by the secretary of state as required by law, shall be evidence
5 of service upon the secretary of state. If the address of the individual, committee, or
6 group is not known or readily ascertainable, mailing is dispensed with, and a copy
7 of the process shall ~~then~~ be published as a class 1 notice, under ch. 985, in the county
8 ~~wherein in which~~ the last-known registered agent was located ~~and or~~, if unknown,
9 in Dane county County.

NOTE: Conforms capitalization to current style, replaces disfavored terminology,
and corrects punctuation.

10 SECTION 10. 11.20 (8) (intro.), (a) [✓] and (b) of the statutes are amended to read:

11 11.20 (8) (intro.) Reports filed under subs. (2), (4), and (4m) shall include all
12 contributions received and transactions made as of the end of all of the following:

13 (a) The 15th day preceding the primary or election in the case of the preprimary
14 and preclection report~~s~~.

15 (b) December 31 in the case of the continuing report required by January 31;
16 and.

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph
consistent.

17 SECTION 11. 15.157 (8) (b) of the statutes is amended to read:

18 15.157 (8) (b) A representative of the ~~medical college~~ Medical College of
19 Wisconsin, ~~inc.~~ Inc.

NOTE: Conforms capitalization to current style.

20 SECTION 12. 15.165 (3) (b) [✓] of the statutes is amended to read:

1 15.165 (3) (b) *Wisconsin retirement board*. There is created in the department
2 of employee trust funds a Wisconsin retirement board. The board shall consist of 9
3 members and board members appointed under subds. 1. to ~~8.~~^{4.} shall serve for
4 staggered 5-year terms. The member appointed under subd. 1. shall be appointed
5 from a list of 5 names submitted by the board of directors of the ~~league~~ League of
6 Wisconsin ~~municipalities~~ Municipalities, and the member appointed under subd. 4.
7 shall be appointed from a list of 5 names submitted by the executive committee of the
8 Wisconsin Counties Association. Each member appointed under subds. 1., 2., and
9 3. shall be from a different county. Each member appointed under subds. 4., 5., and
10 6. shall be appointed from a different county. The board shall consist of the following
11 members:

NOTE: Conforms capitalization to current style.

12 SECTION 13. 15.435 (1) (e) 2. ~~of the statutes is~~^{and 6.} amended to read:

13 15.435 (1) (e) 2. One municipal official member shall be recommended by the
14 ~~league~~ League of Wisconsin ~~municipalities~~ Municipalities.

NOTE: Conforms capitalization to current style.

15 SECTION 14. 15.435 (1) (e) 6. of the statutes is amended to read:

16 15.435 (1) (e) 6. The Native American member shall be recommended by the
17 Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc. Preference should
18 be given to the appointment of a Native American who resides in a ~~township~~ town
19 in which the development of a metalliferous mineral ore body is occurring.

NOTE: Conforms capitalization to current style. Inserts correct municipality terminology.

20 SECTION 15. 15.467 (4) (h) of the statutes is amended to read:

21 15.467 (4) (h) A member of the Wisconsin ~~district~~ District Attorneys
22 Association, designated by the president thereof.

NOTE: Conforms capitalization to current style.

1 **SECTION 16.** 15.78 of the statutes is amended to read:

2 **15.78 Public defender board.** There is created a public defender board
3 consisting of 9 members appointed for staggered 3-year terms. No member may be,
4 or be employed on the staff of, a judicial or law enforcement officer, district attorney,
5 corporation counsel, or the state public defender. At least 5 members shall be
6 members of the state ~~bar~~ State Bar of Wisconsin.

NOTE: Conforms capitalization to current style.

7 **SECTION 17.** 16.375 (3) (intro.) and (d) of the statutes are consolidated,
8 renumbered 16.375 (3), and amended to read:

9 16.375 (3) TRANSFER OF REAL PROPERTY. The department may transfer real
10 property obtained under sub. (2) to an applicant pursuant to a written agreement
11 that includes the following: (d) ~~The a provision that the~~ applicant agrees to pay the
12 department an amount to utilize the real property in conformance with the
13 agreement.

NOTE: The (intro.) and par. (d) are combined as there are no other paragraphs.

14 **SECTION 18.** 16.855 (10n) (a) (intro.) and 2. of the statutes are consolidated,
15 renumbered 16.85 (10n) (a), and amended to read:

16 16.855 (10n) (a) In this subsection: 2. ~~Minority~~, minority group member" has
17 the meaning given in s. 560.036 (1) (f).

NOTE: The (intro.) and subd. 2. are combined as there are no other subdivisions.

18 **SECTION 19.** 17.16 (2) of the statutes is renumbered 17.001 and amended to
19 read:

20 **17.001** ~~The word "cause," as used in~~ Definition. In this chapter, unless
21 qualified, "cause" means inefficiency, neglect of duty, official misconduct, or
22 malfeasance in office.

NOTE: Moves a definition applicable to the entire chapter to a separate section at the beginning of the chapter, consistent with current style.

SECTION 20. 18.61 (3) (a) of the statutes is amended to read:

18.61 (3) (a) If the state fails to pay any revenue obligation in accordance with its terms, and default continues for a period of 30 days or if the state fails or refuses to comply with this subchapter or defaults in any agreement made with the owners of any issue of revenue obligations, the owners of 25% in aggregate principal amount of the revenue obligations of the issue then outstanding, by instrument recorded in the office of the register of deeds of Dane ~~county~~ County and approved or acknowledged in the same manner as a deed to be recorded, may appoint a trustee to represent the owners of the revenue obligations for the purposes specifically provided in the instrument.

NOTE: Conforms capitalization to current style and corrects punctuation.

SECTION 21. 20.115 (4) (e) of the statutes is amended to read:

20.115 (4) (e) ~~Aids to world dairy expo, inc.~~ World Dairy Expo, Inc. The amounts in the schedule for aids to the ~~world dairy expo, inc.~~ World Dairy Expo, Inc., to be used for the payments under s. 93.30.

NOTE: Capitalizes corporate title consistent with current style.

SECTION 22. 20.250 (intro.) of the statutes is amended to read:

20.250 (intro.) There is appropriated to the medical college Medical College of Wisconsin, ~~inc.~~ Inc., for the following program:

NOTE: Conforms capitalization to current style.

SECTION 23. 20.285 (1) (h) of the statutes is amended to read:

20.285 (1) (h) Auxiliary enterprises. Except as provided under subs. (5) (i) and (6) (g), all moneys received by the university University of Wisconsin ~~system~~ System for or on account of any housing facility, commons, dining halls, cafeteria, student union,

- (1) athletic activities, stationery stand^g or bookstore, parking facilities or car fleet, or
 2 such other auxiliary enterprise activities as the board designates and including such
 3 fee revenues as allocated by the board and including such moneys received under
 4 leases entered into previously with nonprofit building corporations as the board
 5 designates to be receipts under this paragraph, to be used for the operation,
 6 maintenance, and capital expenditures of activities specified in this paragraph,
 7 including the transfer of funds to pars. (kd) and (ke) and to nonprofit building
 8 corporations to be used by the corporations for the retirement of existing
 9 indebtedness and such other payments as may be required under existing loan
 10 agreements, and for optional rental payments in addition to the mandatory rental
 11 payments under the leases and subleases in connection with the providing of
 12 facilities for such activities. A separate account shall be maintained for each campus
 13 and extension. Upon the request of the extension or any campus within the system,
 14 the board of regents may transfer surplus moneys appropriated under this
 15 paragraph to the appropriation account under par. (kp).

NOTE: Conforms capitalization to current style.

- (16) SECTION 24. 20.435 (2) (gk) of the statutes^{is} amended to read:

- 17 20.435 (2) (gk) *Institutional operations and charges*. The amounts in the
 (18) schedule for care^{other than under s. 51.06 (1r),} provided by the centers for the developmentally disabled^{to} to
 19 reimburse the cost of providing the services and to remit any credit balances to
 20 county departments that occur on and after July 1, 1978, in accordance with s.
 21 51.437 (4rm) (c); for care^{other than under s. 46.043,} provided by the mental health institutes, to reimburse the
 22 cost of providing the services, and to remit any credit balances to county departments
 23 that occur on and after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for
 24 maintenance of state-owned housing at centers for the developmentally disabled

prov
want

1 and mental health institutes; for repair or replacement of property damaged at the
2 mental health institutes or at centers for the developmentally disabled; and for
3 reimbursing the total cost of using, producing, and providing services, products, and
4 care. All moneys received as payments from medical assistance on and after
5 August 1, 1978; as payments from all other sources including other payments under
6 s. 46.10 and payments under s. 51.437 (4rm) (c) received on and after July 1, 1978;
7 as medical assistance payments, other payments under s. 46.10 and payments under
8 s. 51.42 (3) (as) 2. received on and after January 1, 1979; as payments under s.
9 46.043; as payments for the rental of state-owned housing and other institutional
10 facilities at centers for the developmentally disabled and mental health institutes;
11 for the sale of electricity, steam, or chilled water; as payments in restitution of
12 property damaged at the mental health institutes or at centers for the
13 developmentally disabled; for the sale of surplus property, including vehicles, at the
14 mental health institutes or at centers for the developmentally disabled; and for other
15 services, products, and care shall be credited to this appropriation, except that any
16 payment under s. 46.10 received for the care or treatment of patients admitted under
17 s. 51.10, 51.15₂ or 51.20 for which the state is liable under s. 51.05 (3), of patients
18 admitted under s. 55.06 (9) (d) or (e) for which the state is liable under s. 55.05 (1),
19 of forensic patients committed under ch. 971 or 975, admitted under ch. 975 or
20 transferred under s. 51.35 (3) or of patients transferred from a state prison under s.
21 51.37 (5), to Mendota ~~mental health institute~~ Mental Health Institute or Winnebago
22 ~~mental health institute~~ Mental Health Institute shall be treated as general purpose
23 revenue — earned, as defined under s. 20.001 (4).

NOTE: Conforms capitalization to current style.

24 **SECTION 25.** 20.435 (6) (hx) of the statutes is amended to read:

1 20.435 (6) (hx) *Services related to drivers, receipts.* The amounts in the
2 schedule for services related to drivers. All moneys received by the state treasurer
3 from the driver improvement surcharge on court fines and forfeitures authorized
4 under s. 346.655 and all moneys transferred from the appropriation account under
5 s. 20.395 (5) (di) shall be credited to this appropriation. The secretary of
6 administration shall annually transfer to the appropriation account under s. 20.395
7 (5) (ek) 3.76% of all moneys credited to this appropriation from the driver
8 improvement surcharge. Any unencumbered moneys in this appropriation account
9 may be transferred to sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia), 20.395 (5)
10 (ci) and (di) and 20.455 (5) (h) by the secretary of administration after consultation
11 with the secretaries of health and family services and transportation, the
12 superintendent of public instruction, the attorney general and the president of the
13 university University of Wisconsin system System.

NOTE: Conforms capitalization to current style.

14 SECTION 26. 20.485 (1) (d) of the statutes is amended to read:

15 20.485 (1) (d) *Cemetery maintenance and beautification.* The amounts in the
16 schedule for cemetery maintenance and beautification at the Wisconsin ~~veterans~~
17 ~~memorial cemetery~~ Veterans Memorial Cemetery at the Wisconsin ~~veterans home~~
18 Veterans Home at King.

NOTE: Conforms capitalization to current style.

19 SECTION 27. 20.485 (1) (gd) of the statutes is amended to read:

20 20.485 (1) (gd) *Veterans home cemetery operations.* All moneys received from
21 the estate of the decedents under s. 45.37 (15) (c) for the burial of veterans and
22 non-veterans in the Wisconsin ~~veterans memorial cemetery~~ Veterans Memorial

1 Cemetery at the Wisconsin ~~veterans home~~ Veterans Home at King, to be used for that
2 purpose.

NOTE: Conforms capitalization to current style.

3 **SECTION 28.** 20.485 (2) (em) of the statutes is amended to read:

4 20.485 (2) (em) *Payments related to The Highground.* From the general fund,
5 as a continuing appropriation, the amounts in the schedule to make payments under
6 s. 45.03 (3) related to the veterans memorial at The Highground in Clark ~~county~~
7 County. Moneys may not be spent from this appropriation without the approval of
8 the joint committee on finance.

NOTE: Conforms capitalization to current style.

9 **SECTION 29.** 20.680 (3) (g) of the statutes is amended to read:

10 20.680 (3) (g) *Board of bar examiners.* All moneys received from the ~~state bar~~
11 State Bar of Wisconsin, attorney licensing exam fees and attorney licensing fees for
12 the operational expenses of the board of bar examiners.

NOTE: Conforms capitalization to current style.

13 **SECTION 30.** 20.680 (3) (h) of the statutes is amended to read:

14 20.680 (3) (h) *Board of attorneys professional responsibility.* All moneys
15 received from the ~~state bar~~ State Bar of Wisconsin and any other revenue derived
16 from the activities of the board for the operational expenses of and the expenses of
17 disciplinary investigations and actions by the board of attorneys professional
18 responsibility.

NOTE: Conforms capitalization to current style.

19 **SECTION 31.** 20.866 (2) (zb) of the statutes is amended to read:

20 20.866 (2) (zb) *Medical college* College of Wisconsin, inc. Inc.; basic science
21 education and health information technology facilities. From the capital
22 improvement fund, a sum sufficient for the ~~medical college~~ Medical College of

1 Wisconsin, ~~inc.~~ Inc., to aid in the construction of a basic science education facility and
2 in the funding of a health information technology center. The state may contract
3 public debt in an amount not to exceed \$10,000,000 for these purposes.

NOTE: Conforms capitalization to current style.

4 **SECTION 32.** 20.916 (3) of the statutes is amended to read:

5 20.916 (3) FURNISHING OF GROUP TRANSPORTATION TO PLACE OF WORK. The
6 department of health and family services, the department of corrections and the
7 department of natural resources may, with the approval of the governor and the
8 department of administration, provide group transportation, in the absence of
9 convenient and public scheduled transportation, for employees to and from the
10 Mendota and Winnebago mental health institutes and the centers for the
11 developmentally disabled in the case of employees of the department of health and
12 family services, to the Ethan Allen School, the Taycheedah Correctional Institution,
13 and the Fox Lake Correctional Institution in the case of employees of the department
14 of corrections, and to and from its temporary branch offices located at the Nevin fish
15 ~~hatchery~~ Fish Hatchery grounds in the case of employees of the department of
16 natural resources. Any employee, if injured while being so transported, shall be
17 deemed considered to have been in the course of his or her employment.

NOTE: Conforms capitalization to current style and inserts preferred term.

18 **SECTION 33.** 20.916 (4m) of the statutes is renumbered 20.916 (4m) (b) and
19 amended to read:

20 20.916 (4m) (b) Except as otherwise provided in this subsection, if any state
21 agency determines that the an employee's duties of ~~an employee~~ require the use of
22 a motor vehicle, and use of a personal motor vehicle is authorized by the agency
23 under similar circumstances, the agency shall authorize the employee to use a

1 personal motorcycle for ~~such the employee's~~ duties and shall reimburse the employee
2 for ~~such the use of the motorcycle~~ at rates determined biennially by the secretary of
3 employment relations under sub. (8), subject to the approval of the joint committee
4 on employment relations. No state agency may authorize an employee to use or
5 reimburse an employee for the use of a personal motorcycle under this subsection if
6 more than one individual is transported on the motorcycle. All allowances for the use
7 of a motorcycle shall be paid upon approval and certification of the amounts payable
8 by the head of the state agency for which the employee performs duties to the
9 department of administration. ~~In this subsection, "motorcycle" has the meaning~~
10 ~~given under s. 340.01 (32).~~

NOTE: Moves definition to a separate paragraph at the beginning of the subsection,
consistent with current style, and inserts specific references. See also the next section
of this bill.

11 **SECTION 34.** 20.916 (4m) (a) of the statutes is created to read:

12 20.916 (4m) (a) In this subsection, "motorcycle" has the meaning given under
13 s. 340.01 (32).

NOTE: See the previous section of this bill.

14 **SECTION 35.** 20.927 (1) of the statutes is renumbered 20.927 (1m).

NOTE: Accommodates the renumbering of a definition to the beginning of the
section, consistent with current style. See the next section of this bill.

15 **SECTION 36.** 20.927 (4) of the statutes is renumbered 20.927 (1g).

NOTE: Moves definition to the beginning of the section, consistent with current
style.

16 **SECTION 37.** 24.39 (4) (h) of the statutes is amended to read:

17 24.39 (4) (h) All rights to submerged lands and rights above submerged lands
18 ceded, granted, or leased to municipalities, or other persons by prior acts of the state
19 [1961] that were effective prior to October 10, 1961, shall not be affected by this
20 subsection or by s. 30.11 (5).

26.01 (1) of the statutes is created to read:

NOTE: Inserts the effective date of ch. 355, laws of 1961, which created this provision, and language to clarify the applicability of this provision.

1 SECTION 38. 26.01 of the statutes is renumbered 26.01 (1) (intro.) and amended
2 to read:
3 (b) 26.01 (1) (intro.) Definition. Definitions. In this chapter, unless:
4 26.01 (1) Unless the context requires otherwise, "department" means the department
5 of natural resources. *plain comma*

NOTE: Accommodates the renumbering of s. 26.11 (2) by this bill.

6 SECTION 39. 26.11 (2) of the statutes is renumbered 26.01 (2) and amended to
7 read:
8 26.01 (2) ~~The term "forest"~~ Forest fire as used in this chapter means
9 uncontrolled, wild, or running fires occurring on forest, marsh, field, cutover, or other
10 lands or involving farm, city, or village property and improvements incidental to the
11 uncontrolled, wild, or running fires occurring on forest, marsh, field, cutover, or other
12 lands.

NOTE: Renumbers definition applicable to all of ch. 26 to the definitions section at the beginning of the chapter consistent with current style.

13 SECTION 40. 27.11 (5) (a) of the statutes is renumbered 27.11 (5).

NOTE: Eliminates unnecessary paragraph designation. This provision is not subdivided.

14 SECTION 41. 28.11 (6) (b) 4. of the statutes is amended to read:

15 28.11 (6) (b) 4. Within 90 days after completion of any cutting operation (,
16 including timber trespass), but not more than 2 years after filing the cutting notice,
17 the county shall transmit to the department on forms furnished by the department,
18 a report of merchantable wood products cut. The department may conduct such any
19 investigations on timber cutting operations as that it deems considers to be

1 advisable, including the holding of public hearings ~~thereon~~ on the timber cutting
2 operations, and may assess severance share payments accordingly.

NOTE: Replaces parentheses and disfavored terminology to improve readability
and to conform to current style.

3 **SECTION 42.** 28.11 (11) (a) of the statutes is renumbered 28.11 (11) (a) 1. and
4 amended to read:

5 28.11 (11) (a) 1. The county board may by resolution adopted by not less than
6 two-thirds of its membership make application to the department to withdraw lands
7 entered under this section. The county board shall first refer the resolution to the
8 county forestry committee, which shall consult with an authorized representative of
9 the department in formulating its withdrawal proposal. The county board shall not
10 take final action ~~thereon~~ on the application until 90 days after such referral of the
11 application to the forestry committee or until the report ~~thereon~~ of the forestry
12 committee regarding the application has been filed with the board. ~~Such~~ The
13 application shall include the land description ~~and~~, a statement of the reasons for
14 withdrawal, and any restrictions or other conditions of use attached to the land
15 proposed for withdrawal.

16 2. Upon the filing of such an application to withdraw lands under subd. 1., the
17 department ~~shall investigate the same and it may conduct a public hearing thereon~~
18 ~~if it deems it advisable at such time and place as it sees fit. If requested by the county~~
19 ~~in writing the department shall hold a public hearing. During the course of its~~
20 ~~investigation the department shall make an examination of the character of the land,~~
21 the volume of timber, improvements, and any other special values ~~and in.~~ In the case
22 of withdrawal for the purpose of sale to any purchaser other than the state or a local
23 unit of government ~~it, the department~~ shall establish a minimum value on the lands

1 to be withdrawn. In making its investigation the department shall give full weight
2 and consideration to the purposes and principles set forth in sub. (1) and it shall also
3 weigh and consider the benefits to the people of the state as a whole, as well as to the
4 county, from the proposed use against the benefits accruing to the people of the state
5 as a whole and to the county under the continued entry of ~~such~~ the lands to be
6 withdrawn. The department may conduct a public hearing on the application, if it
7 considers it advisable, at a time and place that it determines, except that if the county
8 requests a hearing in writing, the department shall hold a public hearing.

9 3. If the department finds that the benefits after withdrawal of the lands
10 described in the application described in subd. 1. outweigh the benefits under
11 continued entry of the lands and that the lands will be put to a better and higher use,
12 it shall make an order withdrawing ~~such~~ the lands from entry; otherwise it shall
13 deny the application.

14 4. If the application is denied, the county board may, by resolution adopted by
15 not less than two-thirds of its membership, appeal to a review committee. The
16 department shall submit the findings of its investigation and of any hearing on a
17 proposed withdrawal to the committee, which shall be composed of ~~one~~ the following
18 members:

19 a. One member appointed by the county board submitting the application for
20 withdrawal; ~~one.~~

21 b. One member from another county ~~which~~ that has land enrolled under the
22 county forest law, ~~this member to be~~ appointed by the governor ~~and to,~~ who shall be
23 chairperson of the review committee; ~~one.~~

24 c. One member appointed by the department; ~~one.~~

SECTION 42

1 d. One member appointed by the University of Wisconsin from the college of
2 agriculture; and a 5th College of Agricultural and Life Sciences.

3 e. One member to be selected by unanimous vote of the appointed members or
4 by the governor, if they the appointed members fail to achieve unanimity, by the
5 governor. This

6 5. The review committee appointed under subd. 4. shall, by majority vote shall,
7 within 60 days after receiving the findings of the department, either approve do one
8 of the following:

9 a. Approve the application for withdrawal if it finds the proposed use to be of
10 a greater benefit considering all losses and benefits to the people of the state as a
11 whole, as well as to the people of the county, or shall provisionally,

12 b. Provisionally deny the application ^{for withdrawal} giving specific reasons why it finds the
13 proposal deficient and making any suggestions for revising the application to reduce
14 the conflict of the proposed use with the public interest.

15 6. If the committee approves a withdrawal under subd. 5., it shall notify the
16 county board of its approval stating, as necessary, specific procedures to be followed
17 by the county relating to such the withdrawal. The county board may then by a
18 resolution approved by not less than two-thirds of its membership, withdraw the
19 lands from the county forest law and shall send copies of this resolution to the
20 department and to the county register of deeds who shall record the same resolution.

delete space(s)

21 7. If the committee provisionally denies the proposed withdrawal under subd.
22 5., it may consider an amended application for withdrawal upon presentation of the
23 application and supporting information, or it may require additional investigation
24 of the amended application by the department before reconsidering the application.

1 Any additional investigation shall include additional public hearings if requested by
2 either the county, the department, or by the committee.

NOTE: Subdivides long provision, inserts specific references and cross-references,
replaces disfavored terminology, reorders text, and modifies punctuation to improve
readability and to conform to current style. Corrects ~~and~~ and capitalizes college title.

3 **SECTION 43.** 30.207 (6) (intro.) of the statutes is renumbered 30.207 (6) (a).

NOTE: This provision is not introductory to the existing paragraph (b) that follows
it but is separate and distinct and is renumbered accordingly.

4 **SECTION 44.** 30.90 of the statutes is renumbered 30.90 (1) (a) and amended to
5 read:

6 30.90 (1) (a) Neither the county or town may provide, nor shall any subdivider
7 be required or permitted to provide, public access to Lake Lions Lake [↓] ~~in the town of~~
8 ~~Alban, Portage County~~, if such the public access will in any way interfere with the
9 use of the lake as a recreational area for the physically handicapped ~~as long as such~~
10 ~~use is continued~~.

11 (b) The department may stock ~~said lake~~ Lake Lions with fish ~~as long as such~~
12 ~~use is continued~~, any provision in ch. 29 to the contrary notwithstanding.

13 (2) ^b The town board of the town of Alban shall have jurisdiction over Lake Lions,
14 and may enact and enforce ~~such~~ any ordinances necessary to prevent any
15 deterioration of the said waters of Lake Lions or any nuisances ~~which that~~ would
16 adversely affect the health or safety of the people.

NOTE: Makes lake name consistent and conforms capitalization to current style.
Reorganizes text and subdivides provision to improve readability and to conform to
current style, including moving text to a new sub. (1) (intro.) created by the next section
of this bill.

17 **SECTION 45.** 30.90 (1) (intro.) of the statutes is created to read:

18 30.90 (1) ^(intro.) As long as Lake Lions in the town of Alban, Portage County, continues
19 to be used as a recreational area for the physically handicapped, all of the following
20 shall apply:

NOTE: See the previous section of this bill.

1 **SECTION 46.** 33.44 (1) (f) 1. of the statutes is amended to read:

2 33.44 (1) (f) 1. Except as provided in subds. 2. and 3., one member who is not
3 a supervisor on the county board, who resides outside the city of Madison and whose
4 name is on a list of at least 2 nominees submitted to the county executive by the Dane
5 ~~county towns association~~ County Towns Association.

NOTE: Conforms capitalization to current style.

6 **SECTION 47.** 33.44 (1) (f) 2. of the statutes is amended to read:

7 33.44 (1) (f) 2. For terms subsequent to the initial term, the person appointed
8 under this paragraph must reside outside the city of Madison and the person's name
9 must be on a list of at least 2 nominees submitted to the county executive by the Dane
10 ~~county towns association~~ County Towns Association. Unless the person has served
11 continuously as the member appointed under this paragraph for all previous terms,
12 including the initial term, the person may not be a supervisor on the county board.

NOTE: Conforms capitalization to current style.

13 **SECTION 48.** 36.25 (3) (a) of the statutes is amended to read:

14 36.25 (3) (a) The board may establish through the ~~college of agricultural and~~
15 ~~life sciences~~ College of Agricultural and Life Sciences of the University of
16 Wisconsin–Madison demonstration stations for the purpose of aiding in agricultural
17 development. The location of the stations shall be determined by the board which
18 shall consider the opportunities for agricultural development in various regions of
19 the state.

NOTE: Conforms capitalization to current style.

20 **SECTION 49.** 36.25 (3) (c) of the statutes is amended to read:

21 36.25 (3) (c) The board shall, under the supervision of the dean of the college
22 ~~of agricultural and life sciences~~ College of Agricultural and Life Sciences of the

1 University of Wisconsin-Madison, foster research and experimentation in the
2 control of bovine brucellosis (Bang's disease), at various points within this state as
3 ~~it deems that the board considers to be~~ advisable. To facilitate ~~such work~~ the bovine
4 brucellosis research and experimentation, contracts may be entered into with
5 owners of bovine animals of various classes for the supervised control of the animals
6 and for the purchase of animals under conditions to be specified in ~~such~~ contracts
7 ~~which that~~ shall be retained for control purposes. Payment for ~~such animals under~~
8 the contracts shall be made out of the appropriation in s. 20.285 (1) (a).

NOTE: Conforms capitalization to current style. Inserts specific references and
replaces disfavored terminology to improve readability and to conform to current style.

9 **SECTION 50.** 36.25 (4) of the statutes is amended to read:

10 36.25 (4) DUTCH ELM DISEASE STUDIES. The board shall, through the college of
11 ~~agricultural and life sciences~~ College of Agricultural and Life Sciences of the
12 University of Wisconsin-Madison, authorize laboratory and field studies, research,
13 and experiments to determine the cause and control of Dutch elm disease. The
14 various departments of the state shall cooperate with the university in this program.

NOTE: Conforms capitalization to current style.

15 **SECTION 51.** 36.25 (29m) (intro.) of the statutes is amended to read:

16 36.25 (29m) (intro.) CENTER FOR ~~ENVIRONMENTAL EDUCATION~~. There is
17 established in the college of natural resources College of Natural Resources at the
18 University of Wisconsin-Stevens Point a center for environmental education to
19 assist in the development, dissemination, implementation, and evaluation of
20 environmental education programs for elementary and secondary school teachers
21 and pupils. The center shall do all of the following:

NOTE: Conforms capitalization to current style.

22 **SECTION 52.** 36.25 (29m) (h) of the statutes is amended to read:

(CS)
environmental
education

SECTION 52

1 36.25 (29m) (h) Assist the University of Wisconsin–Stevens Point college of
2 ~~natural resources~~ College of Natural Resources in providing opportunities for
3 teachers to complete advanced training in environmental education through the
4 college's master's degree program.

NOTE: Conforms capitalization to current style.

5 **SECTION 53.** 36.25 (30m) ^X of the statutes is amended to read:

6 36.25 (30m) AGRICULTURAL TECHNOLOGY AND FAMILY FARM PROGRAMS. The board
7 may establish agricultural technology and family farm programs in the college of
8 ~~agricultural and life sciences~~ College of Agricultural and Life Sciences at the
9 University of Wisconsin–Madison.

NOTE: Conforms capitalization to current style.

10 **SECTION 54.** 39.15 (1) (a) ^{of} ~~the~~ ^X statutes is amended to read:

11 39.15 (1) (a) One-third of the members of the board of trustees of the ~~medical~~
12 ~~college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall be nominated by the governor,
13 and with the advice and consent of the senate, [↓] ~~appointed~~ ₁ for staggered 6-year terms
14 expiring on May 1.

NOTE: Conforms capitalization to current style.

15 **SECTION 55.** 39.15 (1) (b) ^{of} ~~the~~ ^X statutes is amended to read:

16 39.15 (1) (b) The ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall
17 give first preference in admissions to residents of this state.

NOTE: Conforms capitalization to current style.

18 **SECTION 56.** 39.15 (1) (c) ^{of} ~~the~~ ^X statutes is amended to read:

19 39.15 (1) (c) The ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall
20 make every effort to ensure that at least 5% of the total enrollment of the college
21 consists of minority students.

NOTE: Conforms capitalization to current style.

1 **SECTION 57.** 39.15 (2) of the statutes is amended to read:

2 39.15 (2) The legislative audit bureau shall biennially postaudit expenditures
3 under s. 20.250 so as to assure the propriety of expenditures and compliance with
4 legislative intent. State affirmative action policies, rules, and practices shall be
5 applied to the ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., consistent with
6 their application to state agencies.

NOTE: Conforms capitalization to current style.

~~Section 58. 39.155~~ **SECTION 58.** 39.155 (2) of the statutes is amended to read:

8 39.155 (2) On or before January 15 and September 15 of each year, the ~~medical~~
9 ~~college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall submit to the higher educational
10 aids board for its approval a list of the Wisconsin residents enrolled at the college who
11 are paying full tuition. The state shall make semiannual payments to the ~~medical~~
12 ~~college~~ Medical College of Wisconsin, ~~inc.~~ Inc., from the appropriation under s.
13 20.250 (1) (a), upon approval of the list. If the appropriation under s. 20.250 (1) (a)
14 is insufficient to pay the amount specified to be disbursed under s. 20.250 (1) (a), the
15 payments shall be disbursed on a prorated basis for each student entitled to such aid.
16 No more than 8 such payments may be made to the ~~medical college~~ Medical College
17 of Wisconsin, ~~inc.~~ Inc., from the appropriation under s. 20.250 (1) (a), for any
18 individual student.

NOTE: Conforms capitalization to current style.

19 **SECTION 59.** 39.155 (3) of the statutes is amended to read:

20 39.155 (3) The ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., may not
21 assess tuition for a Wisconsin resident enrolled at the college in an amount that
22 exceeds the difference between the tuition assessed a nonresident student enrolled
23 at the college and the amount disbursed under s. 20.250 (1) (a) for each Wisconsin

1 resident enrolled at the college. This subsection applies only to students enrolled in
2 the class entering the college in the 1986–87 academic year and thereafter for whom
3 payments are made to the Medical College of Wisconsin, Inc., from the appropriation
4 under s. 20.250 (1) (a).

NOTE: Conforms capitalization to current style.

5 **SECTION 60.** 39.16 (intro.) of the statutes is renumbered 39.16 (1).

NOTE: This provision is not introductory to the existing subsection (2) that follows
it but is separate and distinct and is renumbered accordingly.

6 **SECTION 61.** 40.02 (48) (am) of the statutes is renumbered 48.02 (48) (am)
7 (intro.) and amended to read:

8 40.02 (48) (am) (intro.) “Protective occupation participant” includes any
9 participant whose name is certified to the fund as provided in s. 40.06 (1) (d) and (dm)
10 and who is a any of the following:

11 1. A conservation warden.

12 2. A conservation patrol boat captain.

13 3. A conservation patrol boat engineer.

14 4. A conservation pilot.

15 5. A conservation patrol officer.

16 6. A forest fire control assistant.

17 7. A member of the state traffic patrol.

18 8. A state motor vehicle inspector.

19 9. A police officer.

20 10. A fire fighter.

21 11. A sheriff.

22 12. An undersheriff.

23 13. A deputy sheriff.

- 1 14. A state probation and parole officer_{7,2}
- 2 15. A county traffic police officer_{7,2}
- 3 16. A state forest ranger_{7,2}
- 4 17. A fire watcher employed at Wisconsin veterans facilities_{7,2}
- 5 18. A state correctional-psychiatric officer_{7,2}
- 6 19. An excise tax investigator employed by the department of revenue_{7,2}
- 7 20. A special criminal investigation agent in the department of justice_{7,2}
- 8 21. An assistant or deputy fire marshal_{7,2} ~~or~~
- 9 22. A person employed under s. 61.66 (1).

NOTE: Subdivides long sentence for improved readability and greater conformity with current style.

10 **SECTION 62.** 41.41 (4) (c) ~~of~~ [✓] the statutes is amended to read:

11 41.41 (4) (c) The department of agriculture, trade and consumer protection, the
12 department of natural resources, the department of transportation, the department
13 of commerce, the department of administration, the state historical society₂ and the
14 university University of Wisconsin-extension Wisconsin-Extension shall cooperate
15 with and assist the board in matters related to its functions.

NOTE: Conforms capitalization to current style.

16 **SECTION 63.** 43.17 (10) ~~of~~ [✓] the statutes is amended to read:

17 43.17 (10) BORROWERS' CARDS. Except as provided in sub. (11), all public
18 libraries in a public library system shall honor the valid borrowers' cards of a public
19 library in an adjacent public library system, other than the Milwaukee county
20 ~~federated library system~~ County Federated Library System. The requirement under
21 this subsection does not apply to the Milwaukee County Federated Library System.

NOTE: Conforms capitalization to current style.

22 **SECTION 64.** 45.001 ~~of~~ [✓] the statutes is created to read:

SECTION 64

45.001 Definitions. In this chapter, unless ^{the context} otherwise ^{requires} qualified:

(2) "Department" means the department of veterans affairs.

(3) "Secretary" means the secretary of veterans affairs.

NOTE: Creates definitions applicable to the entire chapter for terms used throughout the chapter ^{and insert prefix}

SECTION 65. 45.01 ⁴ of the statutes ^{as affected by 2001 Wisconsin Act 16,} is amended to read:

45.01^(B) Wisconsin veterans museum. The department of administration shall provide suitable space for the purpose of a memorial hall, designated as the Wisconsin ~~veterans museum~~ Veterans Museum, dedicated to the men and women of Wisconsin who served in the armed forces of the United States in the civil war of 1861 to 1865 or who meet one of the conditions listed in s. 45.35 (5) (a) 1. a. to d. 45.001 (4) (a) 1. a. to d., and the department of ~~veterans affairs~~ Veterans Museum shall operate and conduct the Wisconsin ~~veterans museum~~. The mission of the Wisconsin ~~veterans museum~~ Veterans Museum is to acknowledge, commemorate, and affirm the role of Wisconsin veterans in the United States of America's military past by means of instructive exhibits and other educational programs.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill. Conforms capitalization to current style. Section 45.01 was renumbered 45.014 by 2001 Wisconsin Act 16.

SECTION 66. 45.02 ^{renumbered 45.02 (intro.) and} of the statutes is amended to read:

45.02 Memorial collection. ^(intro.) The battle flags of Wisconsin units serving in the nation's wars, and all relics and mementos of ~~such~~ the nation's wars donated to or otherwise acquired by the state for display in the Wisconsin ~~veterans museum~~ Veterans Museum shall constitute the memorial collection. The department of ~~veterans affairs~~ shall catalog do all of the following:

- (B) (1) Catalog and identify all war relics and mementos of the memorial collection, restore,

- (1) (2) Restore, preserve, and safeguard such items, procure the relics and
2 mementos of the memorial collection.
(3) Procure additions to such the memorial collection, provide.
(4) Provide proper display equipment, and to so display such the memorial
5 collection as to make it instructive and attractive to visitors.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill. Inserts specific references and subdivides provision to improve readability and to conform to current style. Conforms the form of the (intro.) and capitalization to current style.

6 SECTION 67. 45.03 (1) (a) of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s. 45.001 (2), which defines "department" for all of ch. 45.

7 SECTION 68. 45.03 (2) of the statutes is amended to read:

8 45.03 (2) From the appropriation under s. 20.485 (2) (d), the department shall
9 provide funding to the Wisconsin Vietnam veterans memorial project, inc. Veterans
10 Memorial Project, Inc., for the construction of 3 memorials, as defined in s. 45.04 (1)
11 (c), one memorial for the veterans of World War I, one memorial for the veterans of
12 World War II, and one memorial for the veterans of the Persian Gulf war. The
13 memorials shall be constructed at the veterans memorial site located at The
14 Highground in Clark County. The department may expend up to \$45,000 for the
15 memorial for the veterans of World War I, up to \$85,000 for the memorial for the
16 veterans of World War II, and up to \$60,000 for the memorial for the veterans of the
17 Persian Gulf war. If the moneys available under this section to construct one of these
18 memorials are in excess of the moneys needed to construct that memorial, and if the
19 moneys available under this section to construct another one of these memorials are
20 insufficient to construct that memorial, the department, with the approval of the

SECTION 68

1 joint committee on finance, may allocate the excess moneys to construct the
2 memorial that is insufficiently funded.

NOTE: Conforms capitalization to current style.

3 **SECTION 69.** 45.04 (1) (a) of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s.
45.001 (2), which defines "department" for all of ch. 45.

4 **SECTION 70.** 45.04 (1) (d) of the statutes is repealed.

NOTE: Repeals definition of "secretary" made unnecessary by the creation of s.
45.001 (3), which defines "secretary" for all of ch. 45.

5 **SECTION 71.** 45.052 (1) (c) of the statutes is amended to read:

6 45.052 (1) (c) It may convey any property under its control to any municipality
7 and lease it back under terms agreed upon by the commission or board of trustees
8 and the municipality.

NOTE: Inserts specific board. "Board" in ch. 45 is defined as the board of veterans
affairs, unless qualified, by s. 45.001 (1).

9 **SECTION 72.** 45.12 (1) of the statutes is amended to read:

10 45.12 (1) There is created in each county a ~~"County Veterans' Service~~
11 ~~Commission"~~ county veterans' service commission consisting of 3 residents of the
12 county who are veterans appointed for staggered 3-year terms by the county
13 executive or county board chairperson in a county ~~which~~ that does not have a county
14 executive.

NOTE: Conforms punctuation and capitalization to current style.

15 **SECTION 73.** 45.14 (1) of the statutes is amended to read:

16 45.14 (1) ~~Such~~ In this section, "commission" means the county veterans' service
17 commission.

18 (1m) The commission shall meet, at the courthouse or at such any other place
19 as that the county board shall designate designates, on or before the first Monday
20 of January in each year and at such any other times as that may be necessary.

NOTE: Inserts specific reference and modernizes language to improve readability and to conform to current style.

1 **SECTION 74.** 45.14 (2) of the statutes is renumbered 45.14 (2) (a) and amended
2 to read:

3 45.14 (2) (a) Except as provided under sub. (3), the commission may furnish aid
4 to any person within s. 45.10 if the right of ~~such~~ that person to aid ~~shall be~~ is
5 established to ~~its~~ the commission's satisfaction.

6 (b) The secretary of the commission shall make and deposit with the county
7 clerk a list containing the name, place of residence, and the amount to be paid ^{to} ~~each~~
8 ~~such~~ person furnished with aid under par. (a), which shall be signed by the
9 chairperson and secretary of the commission.

10 (c) The total disbursements made by the commission under this subsection
11 shall not exceed the amount collected from the tax levied. When ~~such lists are a list~~
12 under par. (b) is filed, the county clerk shall issue an order upon the county treasurer
13 for the sum designated ~~therein~~ in the list in each case and deliver ~~it~~ that sum to the
14 person entitled ~~thereto~~ to that sum.

15 (d) The commission may furnish aid in a different manner than by supplying
16 money. The commission may request the county clerk to issue an order upon the
17 county treasurer to a purveyor of services or commodities for the purchase of ~~such~~
18 services or commodities, or the commission may furnish ~~such~~ supplies, as it ~~deems~~
19 considers best.

20 (e) The commission shall make a detailed report to the county board at each
21 annual session ~~thereof~~ of the county board showing the amount expended under this
22 subsection.

NOTE: Subdivides provision, creates a definition, inserts specific references and cross-references, and modifies language and punctuation to improve readability and to conform to current style.

SECTION 75

1 *plain* SECTION 75. 45.185 (2) and (3) of the statutes are amended to read:

2 *45.185* (2) ~~Such~~ *X* The municipal governing bodies specified in sub. (1) shall report to the
3 county clerk of their respective counties, on or before September 1 of each year, the
4 respective locations of the graves ~~so taken care of~~ *✓* cared for by them under sub. (1),
5 together with the ~~name~~ names of the deceased and the amount claimed for ~~such~~ care
6 of the graves for a the fiscal year from the previous July 1 to June 30.

7 (3) The chairperson of the county board and the county clerk of ~~such county~~,
8 upon receipt of ~~such~~ *✓* the report under sub. (2), shall draw an order on the county
9 treasurer for the amount of the expenses ~~so incurred in caring for the graves~~, payable
10 to the person or persons designated in said the report as being entitled thereto.

NOTE: Inserts specific references and cross-references, specifies that the board in sub. (3) is the county board, and otherwise modifies text and punctuation to improve readability and to conform to current style.

11 SECTION 76. 45.19 *X* of the statutes is amended to read:

12 **45.19 Military honors funerals.** The department of ~~veterans affairs~~ shall
13 administer a program to coordinate the provision of military honors funerals to
14 deceased veterans by local units of member organizations of the council on veterans
15 programs and by members of the Wisconsin national guard activated under s. 21.11
16 (3). From the appropriation under s. 20.485 (2) (q), the department shall reimburse
17 a local unit of a member organization of the council on veterans programs for the
18 costs of providing a military honors funeral to a deceased veteran. The
19 reimbursement may not exceed \$50 for each military honors funeral.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill.

20 SECTION 77. 45.21 *X* of the statutes is amended to read:

21 **45.21 Registration of certificate of discharge.** Every person who has
22 served in the U.S. armed forces at any time, and who has been honorably discharged

1 or given a certificate of service or relieved from active service may record with the
 2 register of deeds of any county, in a suitable book provided by the county for that
 3 purpose, a certificate of discharge or release. The certificate shall be accessible only
 4 to the discharged person or that person's dependents, the county veterans' service
 5 officer, the department of veterans affairs, or any person with written authorization
 6 from the ~~person~~ discharged person or that person's dependents. The register of deeds
 7 may not charge for recording, except that in counties where the register of deeds is
 8 under the fee system and not paid a fixed salary, the county shall pay the fee specified
 9 in s. 59.43 (2) (ag). The record of any ~~such~~ certificate heretofore of discharge or
 10 release made prior to July 6, 1919 is hereby legalized.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
 s. 45.001 (2), which is created by this bill. Inserts specific references and the effective date
 of the last sentence to improve clarity and readability.

11 **SECTION 78.** 45.25 (1) of the statutes ^{as affected by 2001 Wisconsin Act 16,} is amended to read:

12 45.25 (1) ADMINISTRATION. The department of veterans affairs shall administer
 13 a tuition and fee reimbursement program for eligible veterans enrolling as
 14 undergraduates in any institution of higher education, as defined in s. 45.396 (1) (a),
 15 in this state ^{enrolling in a school that is approved under s. 45.35 (9m), enrolling in} or receiving a waiver of nonresident tuition under s. 39.47.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
 s. 45.001 (2), which is created by this bill.

16 **SECTION 79.** 45.34 (2) (e) 3. of the statutes is amended to read:

17 45.34 (2) (e) 3. Between August 1, 1990, and the ending date of Operation
 18 Desert Shield or Operation Desert Storm, as established by the department of
 19 veterans affairs by rule.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
 s. 45.001 (2), which is created by this bill.

20 **SECTION 80.** 45.34 (4) of the statutes is amended to read:

1 45.34 (4) SERVICE IN SOMALIA. A person shall be considered to have served in
2 Somalia if the person was on active duty in the U.S. armed services in Somalia or in
3 territorial waters adjacent to Somalia under honorable conditions between
4 December 9, 1992, and the ending date of Operation Restore Hope, as established by
5 the department of ~~veterans affairs~~ by rule.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

6 **SECTION 81.** 45.34 (5) (c) of the statutes is amended to read:

7 45.34 (5) (c) Between December 1, 1995, and the ending date of Operation
8 Balkan Endeavor or a successor operation, as established by the department of
9 ~~veterans affairs~~ by rule.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

10 **SECTION 82.** 45.348 (1) of the statutes is created to read:

11 45.348 (1) In this section and ss. 45.35, 45.351, and 45.356 unless otherwise
12 modified, "child" means any natural child, any legally adopted child, any stepchild
13 or child ~~of~~ ^{SET} a member of the veteran's household, or any nonmarital child if the veteran
14 acknowledges paternity or paternity has been otherwise established.

NOTE: Moves the definition of "child" applicable to s. 45.35, 45.351, and 45.356,
previously a part of the definition of "dependent" in s. 45.35 (5m), to a separate provision
for easier access. The definition of "dependent" is renumbered to s. 45.348 (2) by this bill.

15 **SECTION 83.** 45.35 (2) of the statutes is renumbered 45.001 (1) and amended to
16 read:

17 45.001 (1) ~~DEFINITION.~~ In this chapter "board" "Board" means the board of
18 veterans affairs.

NOTE: This bill creates, as the first section in ch. 45, s. 45.001, a section for
definitions applicable to all of ch. 45, consistent with current style.

19 **SECTION 84.** 45.35 (3d) (a) of the statutes is amended to read:

as affected by 2001 Wisconsin Act No. 1

45.35 (3d) (a) The council on veterans programs created under s. 15.497 shall advise the board of veterans affairs and the department of veterans affairs on solutions and policy alternatives relating to the problems of veterans.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill.

SECTION 85. 45.35 (3d) (b) of the statutes is amended to read:

45.35 (3d) (b) The council on veterans programs and the department of veterans affairs, jointly or separately, shall submit a report regarding the council on veterans programs to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) by November 1, 1980, and by September 30 of every odd-numbered year thereafter. The report shall include a general summary of the activities and membership over the past 2 years of the council and each organization on the council.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill. An outdated transition provision is deleted.

Insert 33-11

SECTION 86. 45.35 (5) (title) of the statutes is repealed and recreated to read:

45.35 (5) (title) **Spouses and dependents entitlement to benefits.**

NOTE: See the treatment of s. 45.35 (5) (d) by this bill.

SECTION 87. 45.35 (5) (a) of the statutes is renumbered 45.001 (4) (a), and 45.001

(4) (a) (intro.), 1. (intro.) and ~~a. to~~ ^{and} 2. (intro.) ~~a.~~ ^{plain} as renumbered, are amended to read:

45.001 (4) (a) ^(intro.) "Veteran" as used in this chapter, except Except as used in s. 45.358 or 45.37 and or subchapter II or unless otherwise modified, and except as provided in par. (b), "veteran" means any person who has served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the

1 d U.S. armed forces, except service on active duty for training purposes, and who meets
2 the all of the following conditions:

3 1. ~~Insert~~ ^{plain} The person Except as provided in par. (c), is a resident of and living
4 in this state at the time of making application, or is deceased, and meets one of the
5 following conditions:

6 a. Has served in Bosnia, Grenada, Lebanon, Panama, Somalia, or a Middle
7 East crisis under s. 45.34.

8 b. Was entitled to receive the armed forces expeditionary medal, established
9 by executive order 10977 on December 4, 1961, the Vietnam service medal
10 established by executive order 11231 on July 8, 1965, the navy expeditionary medal,
11 or the marine corps expeditionary medal.

12 c. Has served for 90 days or more during a war period ~~as enumerated under par.~~
13 ~~(e) or~~ under section 1 of executive order 10957 dated August 10, 1961, or if having
14 served less than 90 days was honorably discharged for a service-connected disability
15 or for a disability subsequently adjudicated to have been service connected or died
16 in service.

17 2. ~~Insert~~ ^{plain} The person Except as provided in par. (c), is a resident of and living
18 in this state at the time of making application or is deceased, and meets one of the
19 following conditions:

20 a. His or her selective service local board, if any, and home of record at the time
21 of entry or reentry into active service as shown on the veteran's report of separation
22 from the U.S. armed forces for a qualifying period were in this state.

NOTE: This bill creates, as the first section in ch. 45, s. 45.001, a section for
definitions applicable to all of ch. 45, consistent with current style. Excepts statutes that
contain a different definition of "veteran." Reorders text to improve readability and to
conform to current style. X

23 SECTION 88. 45.35 (5) (b) of the statutes is renumbered 45.001 (4) (b).

NOTE: Moves a part of the definition of "veteran" applicable to all of ch. 45 to the beginning of the chapter, consistent with current style.

1 **SECTION 89.** 45.35 (5) (c) of the statutes is renumbered 45.001 (4) (c).

NOTE: Moves a part of the definition of "veteran" applicable to all of ch. 45 to the beginning of the chapter, consistent with current style.

2 **SECTION 90.** 45.35 (5) (d) of the statutes is renumbered 45.35 (5).

NOTE: Subs. (5) (a) to (c) make up the definition of "veteran" as used in ch. 45 and are renumbered to s. 45.001 by this bill. This provision does not fit within the definition of veteran and is not renumbered.

3 **SECTION 91.** 45.35 (5) (e) of the statutes is renumbered 45.001 (5) and 45.001

4 (5) (intro.) and (h), as renumbered, are amended to read:

5 45.001 (5) (intro.) The "War period" means any of the following are designated
6 ~~as war periods:~~

7 (h) Persian Gulf war: Between August 1, 1990, and the ending date of Operation
8 Desert Shield or the ending date of Operation Desert Storm as established by the
9 department of ~~veterans affairs~~ by rule.

NOTE: Moves the definition of "war period" applicable to all of ch. 45 ~~to the~~ to the beginning of the chapter and rearranges text, consistent with current style. This bill also provides a definition of "department" that is applicable to all of the chapter, rendering the language stricken from par. (h) unnecessary.

10 **SECTION 92.** 45.35 (5m) (title) of the statutes is renumbered 45.348 (title) and
11 amended to read:

12 45.348 ^(title) Dependent and child defined for ss. 45.35, 45.351, and 45.356.

NOTE: See the next section of this bill.

13 **SECTION 93.** 45.35 (5m) of the statutes is renumbered 45.348 (2) and amended
14 to read:

15 45.348 (2) (a) ~~"Dependent" of a veteran as used in this section and In ss. 45.35~~
16 and 45.351 and 45.356, "dependent" includes only any of the following:

SECTION 93

1 1. A ~~wife or husband~~ spouse, an unremarried widow or widower, or a divorced
2 ~~wife spouse, but only when if the divorced spouse is~~ receiving benefits under a court
3 order.

4 2. Any child of the veteran under 18 years of age, or under the age of 26 if in
5 full attendance at a recognized school of instruction, or of any age if incapable of
6 self-support by reason of mental or physical disability. ~~"Child" as used in this section~~
7 ~~means any natural child, any legally adopted child, any stepchild or child if a member~~
8 ~~of the veteran's household or any nonmarital child if the veteran acknowledges~~
9 ~~paternity or the same has been otherwise established.~~

10 3. The natural ~~mother or natural father~~ parent or a person to whom the veteran
11 stands in the place of a parent and who has so stood for not less than 12 months prior
12 to veteran's entrance into active service.

13 4. A minor ~~sister or minor brother~~ sibling or a ~~brother or sister~~ sibling of any
14 age if incapable of self-support by reason of mental or physical disability. ✓

15 (b) For purposes of defining "dependent" under ~~this subsection~~ par. (a),
16 "veteran" includes a person who served on active duty under honorable conditions
17 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces,
18 who was a resident of this state at the time of entry or reentry into active duty and
19 who died while on active duty if ~~that~~ the person's death was not the result of the
20 ~~veteran's wilful~~ person's willful misconduct.

NOTE: Moves the definition of "dependent" applicable to multiple sections to a
separate section for easier access. The definition of "child" is deleted from the definition
of "dependent" and recreated as a separate definition by this bill as 45.348 (1). Dependent
is not used in s. 45.356 and that cross-reference is deleted. Gender neutral terms are
inserted pursuant to s. 13.93 (1) (m) 2. Amends punctuation and inserts specific
references and cross-references to improve readability and to conform to current style.

21 SECTION 94. 45.35 (6) of the statutes is amended to read:

1 45.35 (6) COORDINATION DUTIES. The department shall coordinate the activities
2 of all state agencies and the University of Wisconsin Hospitals and Clinics Authority
3 performing functions relating to the medical, hospital, or other remedial care,
4 placement and training, educational, economic, ^{or} vocational rehabilitation of
5 persons who served in the armed forces of the United States at any time and who
6 were honorably discharged, including such persons with disabilities whether or not
7 service-connected or war-connected. In particular it, the department shall
8 coordinate the activities of the technical college system board, state selective service
9 administration, department of health and family services, department of workforce
10 development, department of public instruction, the University of Wisconsin System
11 and other educational institutions, the University of Wisconsin Hospitals and
12 Clinics Authority, and all other departments or agencies performing any of the
13 functions specified, to the end that the benefits provided in this section may be made
14 available to veterans as promptly and effectively as possible.

15 **SECTION 95. 45.35 (17) (c) 1.** of the statutes is renumbered 45.35 (17) (c)

NOTE: Accommodates the renumbering of s. 45.35 (17) (c) 4. to 45.35 (17) (c) 1g. by this bill.

16 **SECTION 96. 45.35 (17) (c) 3. of the statutes is amended to read:**

17 45.35 (17) (c) 3. The department shall incorporate the payment acceleration
18 requirements of subd. ~~4.~~ 1m. in all loan documents for programs administered by the
19 department under s. 45.351 or subch. II.

NOTE: Subd^{ivision} 1. is renumbered to subd. 1m. by this bill.

20 **SECTION 97.** 45.35 (17) (c) 4. of the statutes is renumbered 45.35 (17) (c) 1g.

NOTE: Renumbers provision to beginning of section and modifies language, consistent with current style.

21 ~~SECTION 98. 45.351 (1) of the statutes is amended to read:~~

1 45.351 (1) SUBSISTENCE GRANTS. The department may grant subsistence aid to
2 any veteran or to any dependent of a veteran in an amount that the department
3 determines is advisable to prevent want or distress. The department may grant
4 subsistence aid on a month-to-month basis or for a 3-month period. The
5 department may grant subsistence aid for a 3-month period if the veteran or
6 dependent whose incapacity is the basis for the aid will be incapacitated for more
7 than 3 months and if earned or unearned income or aid from sources other than those
8 listed in the application will not be available in the 3-month period. Subsistence aid
9 is limited to a maximum of 3 months in a 12-month period unless the department
10 determines that the need for subsistence aid in excess of this maximum time period
11 is caused by the aid recipient's relapse. The department may submit a request to the
12 joint committee on finance for supplemental funds from the veterans trust fund to
13 be credited to the appropriation account under s. 20.485 (2) (vm) for subsistence
14 grants to veterans. If the cochairpersons of the committee do not notify the secretary
15 of the department within 14 working days after the date of the department's
16 submittal that the committee intends to schedule a meeting to review the request,
17 the appropriation account shall be supplemented as provided in the request. If,
18 within 14 working days after the date of the department's submittal, the
19 cochairpersons of the committee notify the secretary of the department that the
20 committee intends to schedule a meeting to review the request, the appropriation
21 account shall be supplemented only as approved by the committee.

→ NOTE: "Secretary" in ch. 45 is defined as the secretary of the department of veterans
affairs by s. 45.001 (3), which is created by this bill.

22

✓
SECTION 99. 45.356 (1m) of the statutes is repealed.

NOTE: Repeals definitions of "department" and "veteran" made unnecessary by the
creation of s. 45.001, which defines those terms for all of ch. 45.

X
1 **SECTION 100.** 45.356 (2) of the statutes is amended to read:

2 45.356 (2) The department may lend a veteran, a veteran's unremarried
3 spouse, or a deceased veteran's child ~~who meets the requirements of s. 45.35 (5m) (a)~~
4 ~~2.~~ not more than \$15,000, or a lesser amount established by the department by rule,
5 for the purchase of a mobile home, business, or business property, the education of
6 the veteran or ~~his or her~~ the veteran's spouse or children, the payment of medical or
7 funeral expenses, the payment under sub. (6) (c), or the consolidation of debt. The
8 department may prescribe loan conditions, but the term of the loan may not exceed
9 10 years. The department shall ensure that the proceeds of any loan made under this
10 section shall first be applied to pay any delinquent child support or maintenance
11 payments and to pay any past support, medical expenses, or birth expenses.

NOTE: This bill incorporates the requirements for a child in s. 45.35 (5m) (a) 2. into
a definition at s. 45.348 that is applicable to this section, which renders the text deleted
by this section unnecessary. Punctuation is amended and a specific reference replaces
pronouns to improve readability and to conform to current style.

X
12 **SECTION 101.** 45.356 (3) of the statutes is amended to read:

13 45.356 (3) The department may lend not more than \$15,000, or a lesser amount
14 established by the department by rule, to a veteran's remarried surviving spouse or
15 to the parent of a deceased veteran's child for the education of a child ~~who meets the~~
16 ~~requirements of s. 45.35 (5m) (a) 2.~~

X
NOTE: This bill incorporates the requirements ~~of~~ for a child in s. 45.35 (5m) (a) 2.
into a definition at s. 45.348 that is applicable to this section, which renders the text
deleted by this section unnecessary.

X
17 **SECTION 102.** 45.357 (1) of the statutes is amended to read:

18 45.357 (1) The department of ~~veterans affairs~~ shall administer a program to
19 provide assistance to persons who served in the U.S. armed forces or in forces
20 incorporated as part of the U.S. armed forces and who were discharged under
21 conditions other than dishonorable. The department shall provide assistance to

1 persons whose need for services is based upon homelessness, incarceration, or other
2 circumstances designated by the department by rule. The department shall
3 designate the assistance available under this section, which may include assistance
4 in receiving medical care, dental care, education, employment, and transitional
5 housing. The department may provide grants to facilitate the provision of services
6 under this section.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill. ~~By is added for clarification.~~

7 **SECTION 103.** 45.358 (2) of the statutes is amended to read:

8 45.358 (2) CONSTRUCTION AND OPERATION OF CEMETERIES. Subject to
9 authorization under ss. 13.48 (10) and 20.924 (1), the department of veterans affairs
10 may construct and operate veterans cemeteries in northwestern and southeastern
11 Wisconsin and may employ ~~such~~ any personnel as that are necessary for the proper
12 management of the cemeteries. The cemetery in southeastern Wisconsin is the
13 Southern Wisconsin Veterans Memorial Cemetery. The cemetery in northwestern
14 Wisconsin is the Northern Wisconsin Veterans Memorial Cemetery. The department
15 may acquire, by gift, purchase, or condemnation, lands necessary for the purposes
16 of the cemeteries. Title to the properties shall be taken in the name of this state.
17 Every deed of conveyance shall be immediately recorded in the office of the proper
18 register of deeds and thereafter filed with the secretary of state. All cemeteries
19 operated by the department are exempt from the requirements of ss. 157.061 to
20 157.70 and 440.90 to 440.95.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill. ~~By is added for clarification.~~

21 **SECTION 104.** 45.358 (4) of the statutes is amended to read:

1 45.358 (4) GIFTS, GRANTS, AND BEQUESTS. The department of veterans affairs may
2 accept for the state all gifts, grants, and bequests for the purposes of maintenance,
3 restoration, preservation, and rehabilitation of the veterans cemeteries constructed
4 under sub. (2).

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

5 **SECTION 105.** 45.36 (title) of the statutes is amended to read:

6 **45.36 (title) Release of information and records by the department of**
7 **veterans affairs and by county veterans' service offices.**

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill. "By" is added for clarification.

8 **SECTION 106.** 45.36 (1) (a) of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s.
45.001 (2), which defines "department" for all of ch. 45.

9 **SECTION 107.** 45.36 (6) of the statutes is amended to read:

10 45.36 (6) DISCLOSURE OF OTHER INFORMATION. Except as provided in subs. (2) to
11 (5), all files, records, reports, papers, and documents pertaining to applications for
12 benefits from the department, and information contained therein, shall only be
13 released by the department or service office only pursuant to rules of the department.
14 The rules must provide for the furnishing of information required under sub. (5m)
15 and for official purposes by any agency of the U.S. government, by any agency of this
16 state, by any law enforcement or public welfare agency of any Wisconsin county, or
17 by members of the state senate and assembly, and. The rules will otherwise provide
18 for release of personal information pertaining to or contained in any application for
19 benefits, whether pending or adjudicated, only where when authorized in writing by
20 the applicants or where when necessary to assist applicants in securing veterans

1 benefits ~~to which they~~ that the applicants may be entitled to or where when
2 necessary for the efficient management of loans made by the department.

NOTE: Reorganizes and replaces language and punctuation to improve readability,
sentence agreement, and conformity with current style.

3 **SECTION 108.** 45.365 (1) (a) 1. of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s.
45.001 (2), which defines "department" for all of ch. 45.

4 **SECTION 109.** 45.37 (1a) of the statutes is amended to read:

5 45.37 (1a) DEFINITION OF VETERAN. Except as provided in sub. (15) (a) and (b),
6 in this section "veteran" has the meaning given in s. ~~45.35 (5) (a)~~ 45.001 (4) (a) or
7 means any person who served on active duty under honorable conditions in the U.S.
8 armed forces or in forces incorporated as part of the U.S. armed forces for at least one
9 day during a war period, ~~as defined in s. 45.35 (5) (e)~~ or under section 1 of executive
10 order 10957, dated August 10, 1961, and who was officially reported missing in
11 action or killed in action or who died in service, or who was discharged under
12 honorable conditions after 90 days or more of active service, or if having served less
13 than 90 days was honorably discharged for a service-connected disability or for a
14 disability subsequently adjudicated to have been service connected, or who died as
15 a result of ^e~~service-connected~~ disability.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill. Section.
45.35 (5) (e), the definition of "war period" is renumbered to s. 45.001 (5) and made
applicable to all of ch. 45, rendering the second stricken phrase unnecessary.

16 ~~Insert 42-15~~ **SECTION 110.** 45.375 (1) of the statutes is amended to read:

17 45.375 (1) The department of ~~veterans affairs~~ may establish a hospital at the
18 Wisconsin Veterans Home at King.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

19 **SECTION 111.** 45.38 (2) (d) of the statutes is amended to read:

1 45.38 (2) (d) All powers and duties conferred upon the board or the department
2 pursuant to this section shall be exercised and performed by resolution of the board.
3 All conveyances, leases, and subleases made pursuant to this section, when
4 authorized pursuant to resolution of the board, shall be made, executed, and
5 delivered in the name of the department of ~~veterans affairs~~ and shall be signed by
6 the director and sealed with the seal of the department.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

7 X
SECTION 112. 45.385 of the statutes is amended to read:

8 **45.385 Veterans residential, treatment, and nursing care facilities.**

9 Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department of
10 ~~veterans affairs~~ may construct or renovate and operate residential, treatment, and
11 nursing care facilities in southeastern Wisconsin, including a community-based
12 residential facility, to be known as the Southern Wisconsin Veterans Retirement
13 Center. The department may employ ~~such~~ any personnel as that are necessary for
14 the proper management of the Southern Wisconsin Veterans Retirement Center.
15 The department may acquire by gift, purchase, or condemnation lands necessary for
16 the purposes of the Southern Wisconsin Veterans Retirement Center. Title to any
17 properties acquired under this section shall be taken in the name of this state. Every
18 deed of conveyance shall be immediately recorded in the office of the proper register
19 of deeds and filed with the secretary of state.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

20 X
SECTION 113. 45.42 (1) of the statutes is amended to read:

21 45.42 (1) The department may compile a record of the burial places within the
22 state of persons who meet the definition of a "veteran" under s. 45.35 (5) (a) ~~45.001~~

*Please
make sure
"4" is
stricken*

SECTION 113

1 (4) (a) ^{plain} The record, so far as practicable, may indicate the name of each person; the
2 service in which engaged; the appropriate designation of armed forces unit; the rank
3 and period of service; the name and location of the cemetery or other place in which
4 the body is interred; the location of the grave in the cemetery or other place; and the
5 character of headstone or other marker, if any, at the grave.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill.

6 **SECTION 114.** 45.42 (2) ^X of the statutes is amended to read:

7 45.42 (2) The department may have blank forms prepared whereby the
8 information required for the record may be transmitted to it and may distribute the
9 forms to county veterans' service officers. The county veterans' service officer within
10 whose county and cemetery or burial place is located in which are interred the bodies
11 of persons who meet the definition of a "veteran" under s. 45.35 (5) (a) 45.001 (4) (a)
12 shall submit the facts required for such record to the department on the forms
13 provided by it, if so requested by the department.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill.

14 **SECTION 115.** 45.43 (7) ^X (b) of the statutes is amended to read:

15 45.43 (7) (b) The department shall award a grant annually to a county that
16 meets the standards developed under this subsection and employs a county veterans'
17 service officer who, if chosen after August 9, 1989, is chosen from a list of candidates
18 who have taken a civil service examination for the position of county veterans' service
19 officer developed and administered by the division of merit recruitment and selection
20 in the department of employment relations, or is appointed under a civil service
21 competitive examination procedure under ch. 63 or s. 59.52 (8). The grant shall be
22 \$8,500 for a county with a population of ~~under~~ 20,000, ^{or less} \$10,000 for a county with a
23 population of 20,000 to 45,499, \$11,500 for a county with a population of 45,500 to

1 74,999, and \$13,000 for a county with a population of 75,000 or more. The
2 department of ~~veterans affairs~~ shall use the most recent Wisconsin official
3 population estimates prepared by the demographic services center when making
4 grants under this paragraph.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill.

5 **SECTION 116.** 45.52 of the statutes is amended to read:

6 **45.52 Physical disability does not disqualify for public employment.**

7 A veteran, ~~as defined under s. 45.35 (5) (a),~~ who has suffered a physical disability as
8 a direct result of military or naval service shall not on that account be barred from
9 employment in any public position or employment whether under state, county, or
10 municipal civil service or otherwise, if the licensed physician making a physical
11 examination of the veteran for the public employer certifies that the applicant's
12 disability will not materially handicap the veteran in the performance of the duties
13 of the position.

NOTE: "Veteran" in ch. 45 is defined by s. 45.001, which is created by this bill.

~~Insert 45-13~~
14 **SECTION 117.** 45.54 (5) of the statutes is amended to read:

15 45.54 (5) EMPLOYEES, QUARTERS. The board shall employ a person to perform
16 the duties of an executive secretary and ~~such~~ any other persons under the classified
17 service as that may be necessary to carry out ~~its~~ the board's purpose. The person
18 performing the duties of the executive secretary shall be in charge of the
19 administrative functions of the board. The board shall, to the maximum extent
20 practicable, keep its office with the department of ~~veterans affairs~~.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by
s. 45.001 (2), which is created by this bill. A pronoun is replaced to improve
readability and to conform to current style.

21 **SECTION 118.** 45.71 (2m) of the statutes is repealed.

NOTE: Repeals definition of "board" made unnecessary because s. 45.001 (1), which is renumbered from s. 45.35 (2) by this bill, defines "board" for all of ch. 45 as the board of veterans affairs.

1 **SECTION 119.** 45.71 (4) of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s. 45.001 (2), which defines "department" for all of ch. 45.

2 **SECTION 120.** 45.71 (15) of the statutes is repealed.

NOTE: Repeals definition of "secretary" made unnecessary by the creation of s. 45.001 (3), which defines "secretary" for all of ch. 45.

3 **SECTION 121.** 45.71 (16) (a) 1m. c. of the statutes is amended to read:

4 45.71 (16) (a) 1m. c. Has served for 90 days or more during a war period as
5 ~~enumerated under par. (am)~~ or under section 1 of executive order 10957, dated
6 August 10, 1961, except service on active duty for training purposes, or if having
7 served less than 90 days was honorably discharged for a service-connected disability
8 or for a disability subsequently adjudicated to have been service-connected or died
9 in service.

NOTE: This bill renumbers the definition of "war period" at s. 45.35 (5) (e), which is identical to par. (am), to s. 45.001 (5) and makes it applicable to all of ch. 45, rendering the language deleted here unnecessary.

10 **SECTION 122.** 45.71 (16) (am) of the statutes is repealed.

NOTE: This bill renumbers the definition of "war period" at s. 45.35 (5) (e), which is identical to this provision, to s. 45.001 (5) and makes it applicable to all of ch. 45, rendering this provision unnecessary.

11 **SECTION 123.** 46.04 (2) of the statutes is amended to read:

12 46.04 (2) PROGRAM. From the appropriations under s. 20.435 (2) (a) and (gk),
13 the department shall establish at the Winnebago ~~mental health institute~~ Mental
14 Health Institute a program of inpatient assessment and treatment to be known as
15 the "Anchorage program", which is designed primarily to meet the needs of
16 adolescents who are drug dependent, who evidence drug-related behavior ~~which~~
17 that may be dangerous to the adolescent or to others, and who have a history of drug
18 dependency and resistance to less restrictive forms of treatment, but ~~which that~~ also

1 may be used by the department to provide inpatient assessment and treatment of
2 adolescents who have mental illness, who evidence mental illness-related behavior
3 that may be dangerous to the adolescent or to others, and who have a history of
4 mental illness and resistance to less restrictive forms of treatment. A county
5 department under s. 51.42 may refer an adolescent for assessment or treatment
6 under this section and shall approve all admissions to the program under this section
7 of adolescents committed under s. 51.20 or 51.45 or admitted under s. 51.13.
8 Transfers under s. 51.35 (3) or 51.37 (5) may also be made to the program under this
9 section.

NOTE: Conforms capitalization to current style.

10 **SECTION 124.** 46.041 (1) (intro.) of the statutes is amended to read:

11 46.041 (1) (intro.) A program to be known as the "children's consultation
12 service" shall be provided. The service shall be established at ^{the} ~~Mendota mental health~~
13 ~~institute~~ Mental Health Institute or ^{the} ~~Winnebago mental health institute~~ Mental
14 Health Institute, or at both institutions. The service shall:

NOTE: Conforms capitalization to current style.

15 **SECTION 125.** 46.042 of the statutes is amended to read:

16 **46.042 Treatment program for emotionally disturbed children.** The
17 department shall establish a program for the intensive treatment of emotionally
18 disturbed children. The program shall be operated by ^{the} ~~Mendota mental health~~
19 ~~institute~~ Mental Health Institute and be subject to all federal and state laws, rules,
20 and regulations which that apply to the institute. Operational planning shall
21 provide close interrelationship between the department and the University of
22 Wisconsin Medical School for conduct of educational and research programs.

NOTE: Conforms capitalization to current style.

SECTION 126

X
1 **SECTION 126.** 46.10 (14) (a) of the statutes is amended to read:

2 46.10 (14) (a) Except as provided in pars. (b) and (c), liability of a person
3 specified in sub. (2) or s. 46.03 (18) for inpatient care and maintenance of persons
4 under 18 years of age at community mental health centers, a county mental health
5 complex under s. 51.08, the centers for the developmentally disabled, ^{the} Mendota
6 ~~mental health institute~~ Mental Health Institute and ^{the} Winnebago ~~mental health~~
7 ~~institute~~ Mental Health Institute or care and maintenance of persons under 18 years
8 of age in residential, nonmedical facilities such as group homes, foster homes,
9 treatment foster homes, child caring institutions, and juvenile correctional
10 institutions is determined in accordance with the cost-based fee established under
11 s. 46.03 (18). The department shall bill the liable person up to any amount of liability
12 not paid by an insurer under s. 632.89 (2) or (2m) or by other 3rd party benefits,
13 subject to rules ~~which~~ that include formulas governing ability to pay promulgated
14 by the department under s. 46.03 (18). Any liability of the patient not payable by any
15 other person terminates when the patient reaches age 18, unless the liable person
16 has prevented payment by any act or omission.

NOTE: Conforms capitalization to current style.

X
17 **SECTION 127.** 46.19 (1) of the statutes is amended to read:

18 46.19 (1) The trustees shall appoint a superintendent of each institution and
19 may remove the superintendent for cause as defined in s. ~~17.16 (2)~~ 17.001 on due
20 notice in writing and hearing of the charges against the superintendent.

NOTE: Section 17.16 (2) is renumbered s. 17.001 by this bill.

X
21 **SECTION 128.** 46.22 (1) (c) 1. ~~b.~~ of the statutes is amended to read:

22 46.22 (1) (c) 1. b. 'State institutions.' Mendota ~~mental health institute~~ Mental
23 Health Institute, Winnebago ~~mental health institute~~ Mental Health Institute,

1 centers for the developmentally disabled, and Type 1 secured correctional facilities,
2 as defined in s. 938.02 (19).

NOTE: Conforms capitalization to current style.

3 **SECTION 129.** 46.27 (7) (b) 1m. of the statutes is renumbered 46.27 (7) (b).

NOTE: Eliminates unnecessary subdivision designation. This provision is not subdivided.

4 **SECTION 130.** 46.27 (7g) (e) of the statutes is amended to read:

5 46.27 (7g) (e) From the appropriation under s. 20.435 (7) (im), the department
6 shall pay the amount of the payments under par. (d) and shall spend the remainder
7 of the funds recovered under this subsection for long-term community support
8 services funded under sub. (7) (b) 1m.

NOTE: Sub. (7) (b) 1m. is renumbered to sub. (7) (b) by the previous section of this bill.

9 **SECTION 131.** 46.281 (1) (d) 1. of the statutes is amended to read:

10 46.281 (1) (d) 1. Establish, in geographic areas in which resides no more than
11 29% of the population that is eligible for the family care benefit, a pilot project under
12 which the department may contract with a county, a family care district, a tribe or
13 band or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., or with
14 any 2 or more of these entities under a joint application, to operate a resource center.

NOTE: Conforms capitalization to current style.

15 **SECTION 132.** 46.282 (2) (am) of the statutes is amended to read:

16 46.282 (2) (am) *Appointment by a tribe or band or council.* If a tribe or band
17 or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., intends to
18 apply for a contract to operate a resource center or for certification as a care
19 management organization, the tribe or band or the council shall, as a condition of the
20 application or the certification appoint a local long-term care council.

NOTE: Conforms capitalization to current style.

SECTION 133

X
1 **SECTION 133.** 46.282 (2) (b) 3. of the statutes is amended to read:

2 46.282 (2) (b) 3. A local long-term care council that is appointed by a tribe or
3 band or by the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., shall
4 consist of 21 members, at least 11 of whom are older persons or persons with physical
5 or developmental disabilities or their family members or other representatives. The
6 age or disability represented by these 11 members shall correspond to the proportion
7 of numbers of persons, as determined by the department, receiving long-term care
8 in this state who are aged 65 or older or have a physical or developmental disability.
9 The total remaining 10 members shall consist of providers of long-term care services,
10 persons residing in the county with recognized ability and demonstrated interest in
11 long-term care and up to 3 members of the governing board of the tribe or band or
12 the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., that appoints
13 the local long-term care council.

NOTE: Conforms capitalization to current style.

X
14 **SECTION 134.** 46.282 (2) (d) of the statutes is amended to read:

15 46.282 (2) (d) *Compensation and training.* Members of the local long-term care
16 council who are older persons, persons with physical or developmental disabilities ¹
17 or the family members or other representatives of these persons shall receive
18 compensation from the applicable county for reasonable expenses associated with
19 membership participation. The county board of supervisors or, in the case of a
20 member appointed by the governing body of a tribe or band or by the Great Lakes
21 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., the tribe or band or the Great
22 Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., shall provide training to
23 these members to enable them to participate effectively.

NOTE: Conforms capitalization to current style.

X

1 **SECTION 135.** 46.282 (3) (a) 1. (intro.) of the statutes is amended to read:

2 46.282 (3) (a) 1. (intro.) Develop the initial plan for the structure of the county,
3 multicounty or tribal resource center and care management organization or
4 organizations, including formulating recommendations to the county board or
5 boards of supervisors and, in a county with a county executive or a county
6 administrator, to the county executive or county administrator, to the governing body
7 of the tribe or band or of the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal
8 Council, Inc., if applicable, and to the department on all of the following:

NOTE: Conforms capitalization to current style.

X

9 **SECTION 136.** 46.282 (3) (a) 1. a. of the statutes is amended to read:

10 46.282 (3) (a) 1. a. Whether or not the county, counties, tribe^{or} or band or Great
11 Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., should exercise its right
12 to apply under s. 46.283 (1) for a contract to operate a resource center or to apply
13 under s. 46.284 (1) for a contract to operate a care management organization and how
14 the operation should proceed.

NOTE: Conforms capitalization to current style.

X

15 **SECTION 137.** 46.282 (3) (a) 1. d. of the statutes is amended to read:

16 46.282 (3) (a) 1. d. If applicable, how county-operated functions should interact
17 with a resource center or care management organization that is operated by a tribe
18 or band or by the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc.

NOTE: Conforms capitalization to current style.

X

19 **SECTION 138.** 46.283 (1) (b) of the statutes is amended to read:

20 46.283 (1) (b) After considering recommendations of the local long-term care
21 council under s. 46.282 (3) (a) 1., the governing body of a tribe or band or of the Great
22 Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., may decide whether to

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1 authorize a tribal agency to apply to the department for a contract to operate a
2 resource center for tribal members and, if so, which client group to serve.

NOTE: Conforms capitalization to current style.

3 **SECTION 139.** 46.283 (1) (c) ^X of the statutes is amended to read:

4 46.283 (1) (c) Under the requirements of par. (a), a county board of supervisors
5 may decide to apply to the department for a contract to operate a multicounty
6 resource center in conjunction with the county board or boards of one or more other
7 counties or a county-tribal resource center in conjunction with the governing body
8 of a tribe or band or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council,
9 Inc.

NOTE: Conforms capitalization to current style.

10 **SECTION 140.** 46.283 (1) (d) ^X of the statutes is amended to read:

11 46.283 (1) (d) Under the requirements of par. (b), the governing body of a tribe
12 or band may decide to apply to the department for a contract to operate a resource
13 center in conjunction with the governing body or governing bodies of one or more
14 other tribes or bands or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal
15 Council, Inc., or with a county board of supervisors.

NOTE: Conforms capitalization to current style.

16 **SECTION 141.** 46.283 (2) (a) ^X of the statutes is amended to read:

17 46.283 (2) (a) Before July 1, 2001, the department may contract only with a
18 county, a family care district, the governing body of a tribe or band or the Great Lakes
19 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., or with 2 or more of these entities
20 under a joint application, to operate a resource center.

NOTE: Conforms capitalization to current style.

21 **SECTION 142.** 46.283 (2) (b) ^X (intro.) of the statutes is amended to read:

1 46.283 (2) (b) (intro.) After June 30, 2001, the department shall contract with
2 the entities specified under s. 46.281 (1) (d) 1. and may, in addition to contracting
3 with these entities and subject to approval of necessary funding, contract to operate
4 a resource center with counties, family care districts, the governing body of a tribe
5 or band, or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., or
6 under a joint application of any of these, or with a private nonprofit organization if
7 the department determines that the organization has no significant connection to an
8 entity that operates a care management organization and if any of the following
9 applies:

NOTE: Conforms capitalization to current style.

10 **SECTION 143.** 46.284 (1) (b) of the statutes is amended to read:

11 46.284 (1) (b) The governing body of a tribe or band or of the Great Lakes
12 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., may decide whether to authorize
13 a tribal agency to apply to the department for a contract to operate a care
14 management organization for tribal members and, if so, which client group to serve.

NOTE: Conforms capitalization to current style.

15 **SECTION 144.** 46.284 (1) (c) of the statutes is amended to read:

16 46.284 (1) (c) Under the requirements of par. (a), a county board of supervisors
17 may decide to apply to the department for a contract to operate a multicounty care
18 management organization in conjunction with the county board or boards of one or
19 more other counties or a county-tribal care management organization in conjunction
20 with the governing body of a tribe or band or the Great Lakes ~~inter-tribal council,~~
21 ~~inc.~~ Inter-Tribal Council, Inc.

NOTE: Conforms capitalization to current style.

22 **SECTION 145.** 46.284 (1) (d) of the statutes is amended to read:

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1 46.284 (1) (d) Under the requirements of par. (b), the governing body of a tribe
2 or band may decide to apply to the department for a contract to operate a care
3 management organization in conjunction with the governing body or governing
4 bodies of one or more other tribes or bands or the Great Lakes ~~inter-tribal council,~~
5 ~~inc. Inter-Tribal Council, Inc.,~~ or with a county board of supervisors.

NOTE: Conforms capitalization to current style.

6 **SECTION 146.** 46.284 (2) (b) 1. b. of the statutes is amended to read:

7 46.284 (2) (b) 1. b. The governing body of a tribe or band or the Great Lakes
8 ~~inter-tribal council, inc. Inter-Tribal Council, Inc.,~~ elects to operate a care
9 management organization within the area and is certified under sub. (3).

NOTE: Conforms capitalization to current style.

10 **SECTION 147.** 46.37 of the statutes is amended to read:

11 **46.37 Certain water and sewerage service in Winnebago County.** The
12 department, as a member of the tri-institutional Winnebago ~~mental health~~
13 ~~institute~~ Mental Health Institute, Winnebago ~~county~~ County ~~asylum~~ and Sunny
14 View sanatorium sewer agreement in Winnebago ~~county~~ County, is authorized to
15 furnish and charge for water and ~~sewage~~ sewerage services to business and dwelling
16 units located in the privately owned area lying west of the Winnebago ~~mental health~~
17 ~~institute~~ Mental Health Institute and bounded on the west by the railroad properties
18 and on the north, east, and south by the grounds of the Winnebago ~~mental health~~
19 ~~institute~~ Mental Health Institute, together with ~~such~~ any dwelling or other units as
20 ~~now exist or as may be erected in existence on or after March 29, 1947,~~
21 and state owned property adjacent to this area.

NOTE: Inserts effective date of statute for clarification and proper term. Conforms capitalization to current style.

22 **SECTION 148.** 46.986 (6) (title) of the statutes is created to read:

1 46.986 (6) (title) EVALUATION.

NOTE: The remaining subsections of s. 46.986 (6) have titles.

2 **SECTION 149.** 48.23 (1) of the statutes is renumbered 48.23 (1m).

NOTE: Accommodates the renumbering of s. 48.23 (6) to 48.23 (1g) by the next section of this bill.

3 **SECTION 150.** 48.23 (6) of the statutes is renumbered 48.23 (1g) and amended
4 to read:

5 48.23 (1g) DEFINITION. ~~For the purposes of~~ In this section, "counsel" means an
6 attorney acting as adversary counsel who shall advance and protect the legal rights
7 of the party represented, and who may not act as guardian ad litem or
8 court-appointed special advocate for any party in the same proceeding.

NOTE: Renumbers provision to beginning of section and modifies language, consistent with current style.

9 **SECTION 151.** 48.357 (1) of the statutes is renumbered 48.357 (1) (a) and
10 amended to read:

11 48.357 (1) (a) The person or agency primarily responsible for implementing the
12 dispositional order, the district attorney, or the corporation counsel may request a
13 change in the placement of the child or expectant mother, whether or not the change
14 requested is authorized in the dispositional order, and shall cause written notice to
15 be sent to the child, ^{STE}the parent, guardian, and legal custodian of the child, any foster
16 parent, treatment foster parent, or other physical custodian described in s. 48.62 (2)
17 of the child, the child's court-appointed special advocate, and, if the child is the
18 expectant mother of an unborn child under s. 48.133, the unborn child by the unborn
19 child's guardian ad litem. If the expectant mother is an adult, written notice shall
20 be sent to the adult expectant mother and the unborn child by the unborn child's
21 guardian ad litem. The notice shall contain the name and address of the new
22 placement, the reasons for the change in placement, a statement describing why the

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1 new placement is preferable to the present placement, and a statement of how the
2 new placement satisfies objectives of the treatment plan ordered by the court.

3 (b) Any person receiving the notice under ~~this subsection~~ par. (a) or notice of
4 a specific placement under s. 48.355 ~~(2)~~ (b) 2., other than a court-appointed special
5 advocate, may obtain a hearing on the matter by filing an objection with the court
6 within 10 days after receipt of the notice. Placements may not be changed until 10
7 days after that notice is sent to the court unless the parent, guardian, or legal
8 custodian and the child, if 12 years of age or over, or the child expectant mother, if
9 12 years of age or over, her parent, guardian, or legal custodian and the unborn child
10 by the unborn child's guardian ad litem, or the adult expectant mother and the
11 unborn child by the unborn child's guardian ad litem, sign written waivers of
12 objection, except that placement changes ~~which~~ that were authorized in the
13 dispositional order may be made immediately if notice is given as required ~~in this~~
14 ~~subsection~~ under par. (a). In addition, a hearing is not required for placement
15 changes authorized in the dispositional order except when an objection filed by a
16 person who received notice alleges that new information is available ~~which~~ that
17 affects the advisability of the court's dispositional order.

NOTE: Subdivides provision to improve the readability of that provision.

18 **SECTION 152.** 48.357 (2) of the statutes is amended to read:

19 48.357 (2) If emergency conditions necessitate an immediate change in the
20 placement of a child or expectant mother placed outside the home, the person or
21 agency primarily responsible for implementing the dispositional order may remove
22 the child or expectant mother to a new placement, whether or not authorized by the
23 existing dispositional order, without the prior notice provided in sub. (1) (a). The
24 notice shall, however, be sent within 48 hours after the emergency change in

1 placement. Any party receiving notice may demand a hearing under sub. (1) (b). In
2 emergency situations, a child may be placed in a licensed public or private shelter
3 care facility as a transitional placement for not more than 20 days, as well as in any
4 placement authorized under s. 48.345 (3).

NOTE: Corrects cross references to conform to the renumbering and amendment
of s. 48.357 (1) by this bill.

5 **SECTION 153.** 48.357 (2m) of the statutes is renumbered 48.357 (2m) (a) and
6 amended to read:

7 48.357 (2m) (a) The child, the parent, guardian, or legal custodian of the child,
8 the expectant mother, the unborn child by the unborn child's guardian at litem, or
9 any person or agency primarily bound by the dispositional order, other than the
10 person or agency responsible for implementing the order, may request a change in
11 placement under this ~~subsection~~ paragraph. The request shall contain the name and
12 address of the place of the new placement requested and shall state what new
13 information is available ~~which~~ that affects the advisability of the current placement.
14 This request shall be submitted to the court. In addition, the court may propose a
15 change in placement on its own motion.

16 (b) The court shall hold a hearing on the matter prior to ordering any change
17 in placement under this subsection if the request states that new information is
18 available ~~which~~ that affects the advisability of the current placement, unless written
19 waivers of objection to the proposed change in placement are signed by all persons
20 entitled to receive notice under sub. (1) (a), other than a court-appointed special
21 advocate, and the court approves. If a hearing is scheduled, the court shall notify the
22 child, the parent, guardian, and legal custodian of the child, any foster parent,
23 treatment foster parent, or other physical custodian described in s. 48.62 (2) of the

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1 child, the child's court-appointed special advocate, all parties who are bound by the
2 dispositional order, and, if the child is the expectant mother of an unborn child under
3 s. 48.133, the unborn child by the unborn child's guardian ad litem, or shall notify
4 the adult expectant mother, the unborn child by the unborn child's guardian ad litem,
5 and all parties who are bound by the dispositional order, at least 3 days prior to the
6 hearing. A copy of the request or proposal for the change in placement shall be
7 attached to the notice. If all the parties consent, the court may proceed immediately
8 with the hearing.

NOTE: Subdivides provision for improved readability.

9 **SECTION 154.** 48.357 (2r) of the statutes is amended to read:

10 48.357 (2r) If a hearing is held under sub. (1) (b) or (2m) (b) and the change in
11 placement would remove a child from a foster home, treatment foster home, or other
12 placement with a physical custodian described in s. 48.62 (2), the court shall give the
13 foster parent, treatment foster parent, or other physical custodian described in s.
14 48.62 (2) an opportunity to be heard at the hearing by permitting the foster parent,
15 treatment foster parent, or other physical custodian to make a written or oral
16 statement during the hearing or to submit a written statement prior to the hearing,
17 relating to the child and the requested change in placement. Any written or oral
18 statement made under this subsection shall be made under oath or affirmation. A
19 foster parent, treatment foster parent, or other physical custodian described in s.
20 48.62 (2) who receives notice of a hearing under sub. (1) (b) or (2m) (b) and an
21 opportunity to be heard under this subsection does not become a party to the
22 proceeding on which the hearing is held solely on the basis of receiving that notice
23 and opportunity to be heard.

NOTE: Corrects cross references to conform to the renumbering and amendment of s. 48.357 (1) and (2m) by this bill.

1 **SECTION 155.** 48.375 (7) (a) 1. of the statutes is amended to read:

2 48.375 (7) (a) 1. Appoint legal counsel under s. 48.23 (1) (1m) (cm) for the minor
3 if the minor is not represented by counsel.

NOTE: Section 48.23 (1) is renumbered to s. 48.23 (1m) by this bill.

4 **SECTION 156.** 48.981 (2) of the statutes is renumbered 48.981 (2) (a) (intro.) and
5 amended to read:

6 48.981 (2) (a) (intro.) ~~A physician, coroner, medical examiner, nurse, dentist,~~
7 ~~chiropractor, optometrist, acupuncturist, other medical or mental health~~
8 ~~professional, social worker, marriage and family therapist, professional counselor,~~
9 ~~public assistance worker, including a financial and employment planner, as defined~~
10 ~~in s. 49.141 (1) (d), school teacher, administrator or counselor, mediator under s.~~
11 ~~767.11, child care worker in a day care center or child caring institution, day care~~
12 ~~provider, alcohol or other drug abuse counselor, member of the treatment staff~~
13 ~~employed by or working under contract with a county department under s. 46.23,~~
14 ~~51.42 or 51.437, physical therapist, occupational therapist, dietitian,~~
15 ~~speech language pathologist, audiologist, emergency medical technician, first~~
16 ~~responder or police or law enforcement officer having~~ Any of the following persons
17 who has ~~has~~ reasonable cause to suspect that a child seen by the person in the course of
18 professional duties has been abused or neglected or ~~having~~ who has reason to believe
19 that a child seen in the course of professional duties has been threatened with abuse
20 or neglect and that abuse or neglect of the child will occur shall, except as provided
21 under sub. (2m), report as provided in sub. (3);

22 (b) A court-appointed special advocate having who has reasonable cause to
23 suspect that a child seen in the course of ~~the court-appointed special advocate's~~

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1 activities under s. 48.236 (3) has been abused or neglected or having who has reason
2 to believe that a child seen in the course of those activities has been threatened with
3 abuse and neglect and that abuse or neglect of the child will occur shall, except as
4 provided in sub. (2m), report as provided in sub. (3).

5 (c) Any ~~other~~ person not otherwise specified in par. (a) or (b), including an
6 attorney, having who has reason to suspect that a child has been abused or neglected
7 or who has reason to believe that a child has been threatened with abuse or neglect
8 and that abuse or neglect of the child will occur may ~~make such a~~ report as provided
9 in sub. (3).

10 (d) Any person, including an attorney, having who has reason to suspect that
11 an unborn child has been abused or who has reason to believe that an unborn child
12 is at substantial risk of abuse may report as provided in sub. (3).

13 (e) No person making a report under this subsection may be discharged from
14 employment for so doing.

NOTE: Subdivides provision and modifies language for internal consistency and improved readability and to conform to current style. See also the next section of this bill.

15 **SECTION 157.** 48.981 (2) (a) 1. to 29. of the statutes are created to read:

16 48.981 (2) (a) 1. A physician.

17 2. A coroner.

18 3. A medical examiner.

19 4. A nurse.

20 5. A dentist.

21 6. A chiropractor.

22 7. An optometrist.

23 8. An acupuncturist.